



UNITED STATES DISTRICT COURT  
CENTRAL DISTRICT OF CALIFORNIA  
EASTERN DIVISION

8 JAIME ACOSTA, } Case No. EDCV 08-01628 PSG (AN)  
9 Petitioner, }  
10 v. } ORDER APPROVING AND ADOPTING  
11 M. S. EVANS, } REPORT AND RECOMMENDATION OF  
12 Respondent. } UNITED STATES MAGISTRATE JUDGE

14 Pursuant to 28 U.S.C. § 636, the court has reviewed the file, including the  
15 Magistrate Judge’s Report and Recommendation (“R&R”) and Petitioner’s Objections  
16 thereto, *de novo*. IT IS ORDERED that:

17 1. The Objections are overruled because they principally reiterate arguments  
18 that lack merit for the reasons set forth in the R&R and raise other arguments that do  
19 not show the findings and conclusions in the R&R are erroneous.

20 2. The R&R is approved and adopted.

21       3. Judgment shall be entered denying the Petition and dismissing this action  
22 with prejudice.

23 || 4. All pending motions are denied as moot and terminated.

24 IT IS FURTHER ORDERED that the clerk of the court shall serve a copy of this  
25 Order and the Judgment on all counsel or parties of record.

27 || Dated: December 21, 2010

PHILIP S. GUTIERREZ  
PHILIP S. GUTIERREZ  
UNITED STATES DISTRICT JUDGE